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Counsel for Defendant MARTINEZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
REY MARTINEZ,
Defendant.

No. CR 04-0189 VRW

STIPULATION AND ~~PROPOSED~~ ORDER

STIPULATION

The defendant, Rey Martinez, has recently completed the custodial portion of his sentence. As set forth in the PSR, Mr. Martinez's home is in Amsterdam, where he previously resided with his spouse. He now wishes to return home to his spouse and community, there to reside for the duration of his supervised release term.

Mr. Martinez has met in person with his probation officer, Jennifer Hutchings. He reviewed the terms of his release and agrees to report regularly from Amsterdam. The Probation Office has no objection to Mr. Martinez living at home with his spouse in Amsterdam during his supervised release term. Consequently, the United States has no objection, either.

It is so stipulated.

1 DATED: September 30, 2008

/s/
RONALD C. TYLER
Assistant Federal Public Defender
Counsel for Rey Martinez

4 DATED: October 1, 2008

/s/
JOSEPH FAZIOLI
Assistant United States Attorney

7 ~~PROPOSED~~ ORDER

8 FOR GOOD CAUSE shown, the defendant may reside in Amsterdam, The Netherlands, during
9 his supervised release term. He shall otherwise abide by the terms of his release as directed by the
10 Probation Office.

12 IT IS SO ORDERED.

14 DATED: 10/7/08

15 VAUGHN
16 CHIEF UNITED STATES DISTRICT COURT JUDGE

